

FIFTY-THIRD DAY

WEDNESDAY, APRIL 16, 1997

PROCEEDINGS

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Cain, Carona, Duncan, Ellis, Fraser, Gallegos, Galloway, Harris, Haywood, Lindsay, Lucio, Luna, Madla, Moncrief, Nelson, Nixon, Ogden, Patterson, Ratliff, Shapiro, Shapleigh, Sibley, Truan, Wentworth, West, Whitmire, Zaffirini.

The President announced that a quorum of the Senate was present.

The Reverend Dr. Harold Guess, University Christian Church, Austin, offered the invocation as follows:

Eternal God, whose presence is not confined to the churches and synagogues where we worship, but pervades the whole world in which we live, even these Senate chambers, I've wondered if filibustering was appropriate in the Senate during an invocation and decided it was not. So I just pray that You would be with this group of Senators today that they may find wisdom for their deliberations, light for their paths, guidance in their choosing, and courage to make tough decisions that will both benefit the people of this state and be consistent with Your will and purpose. Guide us today with Your Holy Spirit. Amen.

On motion of Senator Truan and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

CO-AUTHOR OF SENATE BILL 668

On motion of Senator Shapiro and by unanimous consent, Senator Moncrief will be shown as Co-author of **SB 668**.

CO-AUTHOR OF SENATE BILL 1129

On motion of Senator Madla and by unanimous consent, Senator Ellis will be shown as Co-author of **SB 1129**.

CO-AUTHOR OF SENATE BILL 1148

On motion of Senator Moncrief and by unanimous consent, Senator Gallegos will be shown as Co-author of **SB 1148**.

CO-AUTHOR OF SENATE BILL 1694

On motion of Senator Shapiro and by unanimous consent, Senator Gallegos will be shown as Co-author of **SB 1694**.

CO-AUTHOR OF SENATE BILL 1698

On motion of Senator Shapiro and by unanimous consent, Senator Gallegos will be shown as Co-author of **SB 1698**.

CO-AUTHOR OF SENATE BILL 1877

On motion of Senator Wentworth and by unanimous consent, Senator Zaffirini will be shown as Co-author of **SB 1877**.

CAPITOL PHYSICIAN

Senator Madla was recognized and presented Dr. George J. Atiee of San Antonio as the "Doctor for the Day."

The Senate welcomed Dr. Atiee and thanked him for his participation in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

**INTRODUCTION OF
BILLS AND RESOLUTIONS POSTPONED**

Senator Truan was recognized and announced that the introduction of bills and resolutions on first reading would be postponed until the end of today's session.

MESSAGE FROM THE HOUSE**HOUSE CHAMBER**

Austin, Texas

Wednesday, April 16, 1997

The Honorable President of the Senate
Senate Chamber
Austin, Texas

Mr. President:

I am directed by the House to inform the Senate that the House has taken the following action:

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

HB 120, Relating to a physician's treatment of acute or chronic pain.

HB 195, Relating to the punishment of theft committed against elderly individuals.

HB 381, Relating to warranties and warranty claims concerning farm, industrial, or outdoor power equipment.

HB 858, Relating to providing for open enrollment for a portion of those persons admitted as undergraduates at certain public institutions of higher education.

HB 1298, Relating to the delegation of duties of the Texas Natural Resource Conservation Commission and its executive director.

HB 1305, Relating to safety consultations.

HB 1724, Relating to the administration and enforcement of the peer assistance program under the Texas Pharmacy Act.

HB 1745, Relating to an intervenor's liability for attorney's fees and costs in certain civil actions.

HB 1799, Relating to procedural requirements applicable to the release on parole of certain sex offenders.

HB 1917, Relating to the powers and duties of the Texas Juvenile Probation Commission and of juvenile boards.

HB 1999, Relating to the disposition by the Railroad Commission of Texas of well-site equipment from a wellbore transferred to the Texas Experimental Research and Recovery Activity.

HB 2699, Relating to the continuation and functions of the Council on Sex Offender Treatment and to the administration of certain of those functions by the Texas Department of Health.

HB 2828, Relating to public access to certain personal information about employees of the Texas Department of Criminal Justice and certain law enforcement personnel.

HB 3196, Relating to workers' compensation medical benefits, impairment income benefits, and lifetime income benefits.

SB 99, Relating to the wearing of protective headgear by certain motorcycle operators and passengers.
(Committee Substitute/Amended)

SB 797, Relating to the recodification of statutes relating to protective orders and family violence.
(Amended)

SCR 68, Requesting the governor to return Senate Bill No. 388 to the house of representatives for further consideration.

THE HOUSE HAS GRANTED THE REQUEST OF THE SENATE FOR THE APPOINTMENT OF A CONFERENCE COMMITTEE ON THE FOLLOWING MEASURES:

SB 249

House Conferees: Turner, Sylvester - Chair/McCall/Danburg/Jones, Delwin/Wolens

Respectfully,

/s/Sharon Carter, Chief Clerk
House of Representatives

PERMISSION TO INTRODUCE BILL AND RESOLUTION

On motion of Senator Truan and by unanimous consent, Article III, Section 5 of the Texas Constitution and Senate Rule 7.07(b) were suspended to permit the introduction of the following bill and resolution:

SB 14, SJR 47

SENATE CONCURRENT RESOLUTION 60

Senator Ogden offered the following resolution:

WHEREAS, The Wortham High School Bulldogs basketball team captured the Class 1A State Basketball Championship with a hard-fought 50-42 win over Nazareth High School, and this accomplishment is indeed deserving of special legislative recognition; and

WHEREAS, The Bulldogs took full advantage of their first trip to the state tournament, putting together a winning streak that culminated in an impressive 27-2 record and possession of the coveted state crown; Bulldog faithful had reason to cheer as their team slowly pulled away in the fourth quarter of the title game and finally put the game out of Nazareth's reach; and

WHEREAS, Led by senior center and tournament MVP Lance Chambers, Wortham knocked off two other talented teams during the tournament; the squad received additional support from seniors Leonard Davis and Terrell Spence, whose clutch free throw shooting buoyed the team in the game's final minutes; and

WHEREAS, Head Coach Todd Jarrell has schooled his young players in hardcourt fundamentals while at the same time instilling in them the virtues of academic excellence and good sportsmanship; his dynamic leadership helped to ensure that the team remained competitive throughout the season while staying focused on its goal of a state title; and

WHEREAS, Dedication to excellence both individually and as a team has been a hallmark of the Bulldogs, whose team members include Leonard Davis, Pete Eggins, Terrell Spence, Rashad Evans, Tim Baxter, Jason Carr, Jonathan Robertson, Michael Betts, Rhett Butler, Ryan Carr, Robert Busby, Lance Chambers, James Eggins, Reuben Randle, and Willis Daniels; and

WHEREAS, These talented young men, as well as their coaches and staff, are a tremendous source of pride for the students and faculty of Wortham High School, and it is a privilege to join their many supporters in the community in honoring them at this time; now, therefore, be it

RESOLVED, That the 75th Legislature of the State of Texas hereby congratulate Head Coach Todd Jarrell and the Wortham High School Bulldogs on winning the Class 1A State Basketball Championship and extend to them sincere best wishes for continued success in the future; and, be it further

RESOLVED, That an official copy of this resolution be prepared for the team and coaching staff as an expression of high regard by the Texas House of Representatives and Senate.

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Ogden and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

GUESTS PRESENTED

Senator Ogden was recognized and introduced to the Senate the Wortham High School Bulldogs basketball team and their coach Todd Jarrell.

The Senate welcomed its guests.

(Senator Truan in Chair)

SENATE RESOLUTION 420

Senator Moncrief offered the following resolution:

WHEREAS, The Senate of the State of Texas takes pride in recognizing the members of the Movin' Mavs of The University of Texas at Arlington on their recent victory in the National Intercollegiate Wheelchair Basketball Championship competition; and

WHEREAS, The Movin' Mavs captured the championship title by defeating the formidable defending champions, the University of Wisconsin Warhawks, on March 3, 1997, at Southern Illinois University in the 19th Wheelchair Basketball Championship tournament; and

WHEREAS, Winning 67 to 58, the Movin' Mavs showed remarkable talent and determination and manifested the fine skills and discipline instilled in them by Coach Jim Hayes; and

WHEREAS, Deserving praise for their tenacious performance are team members Enoch Abloh, T. K. Dannelley, Jack Ricks, Cezar Olivas, Javier Gonzalez, Danny Moore, Takk Kerst, and Jon Rydberg; the players receive the valuable support and assistance of trainer Jackie Middleton and manager Adrian Cassel throughout the year; and

WHEREAS, These exemplary and courageous young men have overcome adversity and achieved the highest goal of collegiate athletes, and they are a source of much pride to their university and to citizens across the State of Texas; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 75th Legislature, hereby commend the Movin' Mavs of The University of Texas at Arlington on their outstanding victory and extend congratulations to each of the players, the coach, the trainer, and the manager; and, be it further

RESOLVED, That a copy of this Resolution be prepared for the Movin' Mavs as an expression of esteem from the Texas Senate.

The resolution was again read.

The resolution was previously adopted on Tuesday, April 1, 1997. The names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

(President in Chair)

GUESTS PRESENTED

Senator Moncrief was recognized and introduced to the Senate the team members and coach of the Movin' Mavs of The University of Texas at Arlington.

The Senate welcomed its guests.

(Senator Truan in Chair)

GUESTS PRESENTED

Senator Sibley was recognized and introduced to the Senate Miss Peanut Queen 1996-97 Marlena Guthry of Gorman, accompanied by her sponsor Debra Jackson and friend Jenny Goode.

The Senate welcomed its guests.

(President in Chair)

SENATE RESOLUTION 489

Senator Armbrister offered the following resolution:

WHEREAS, The Senate of Texas takes pleasure in extending its regards to the Texas Senate Ladies Club, which is celebrating its 70th anniversary year; and

WHEREAS, The club was founded in 1927, during the 40th Legislature, by Mrs. Martha Wood, wife of Senator A. R. Wood, who invited the wives who had accompanied their husbands to Austin to form a club, and Mrs. Wood was elected president; and

WHEREAS, Every Monday the group met at the Stephen F. Austin Hotel in the Sun Room, where they played Auction Bridge; two of the women were volunteer hostesses and paid for the prizes and refreshments; and

WHEREAS, Mainly organized as a social group, the members of the club wanted to know each other better and to acquaint themselves with Austin citizens; and

WHEREAS, During the 41st Legislature in February, 1930, the members of the club drafted their constitution and bylaws and designated a nominating committee to fill the offices of the club; and

WHEREAS, The club decided that charter members would be all 1927 and 1929 lady Senators and Senators' wives; in addition, the club members wanted to give a dinner before the governor's inauguration to honor the governor, the governor-elect, the lieutenant governor, and the lieutenant governor-elect, and their wives, and to introduce the new Senators and their wives; and

WHEREAS, Today, the custom of the honorary dinner is repeated the night before the opening day of the legislative session; the current officers of this estimable club are: Susie Armbrister, president; Jill Brown, vice president; Emma Barrientos, secretary; Pat Haywood, treasurer; Karla Wentworth, parliamentarian; and Marilyn Schwartz, historian; and

WHEREAS, Honorary members of the club are the spouses of the present governor, lieutenant governor, and attorney general; associate members are women who were members of the Senate or who were married to a former senator while he was serving in the Senate, and active members are women currently serving in the Senate and the wives of those currently serving; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 75th Legislature, hereby congratulate and commend the Senate Ladies Club on its 70th anniversary year; and, be it further

RESOLVED, That a copy of this Resolution be prepared for the club as an expression of the highest regard and esteem of the Texas Senate.

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Armbrister, the resolution was adopted by a viva voce vote.

GUESTS PRESENTED

Senator Armbrister was recognized and introduced to the Senate a delegation from the Texas Senate Ladies Club.

The Senate welcomed its guests.

(Senator Truan in Chair)

SENATE RESOLUTION 494

Senator Haywood offered the following resolution:

WHEREAS, The Senate of the State of Texas takes pride in joining the Texas Association of Counties in recognizing County Government Day at the Capitol on Wednesday, April 16, 1997; and

WHEREAS, The week of April 13 through 18 is National County Government Week, an annual event created by the National Association of Counties that provides an opportunity to recognize the many contributions to our citizens and states made by county governments; and

WHEREAS, County government is the oldest form of local government in the United States, and 98 percent of our nation's people reside in counties; and

WHEREAS, Counties address many of our nation's most critical issues including environmental protection, indigent health care, special assistance to the elderly, job training, and public safety; and

WHEREAS, Today in Texas, there are 254 counties providing services to our state's citizens, and serving as an elected or appointed county official requires dedication, hard work, and a strong sense of purpose; and

WHEREAS, The mission of Texas county government is to meet the needs of our state's citizens without placing undue burden on local taxpayers and to find solutions to problems that will benefit all Texans; and

WHEREAS, The Texas Association of Counties encourages citizens across the state to use National County Government Week as an opportunity

to become educated on county history and on the methods by which counties serve the public; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 75th Legislature, hereby welcome the members of the Texas Association of Counties to the Capitol and express appreciation to the counties of Texas for their many contributions to our state; and, be it further

RESOLVED, That a copy of this Resolution be prepared for the Texas Association of Counties as an expression of esteem from the Texas Senate.

The resolution was read.

On motion of Senator Nixon and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Haywood, the resolution was adopted by a viva voce vote.

GUESTS PRESENTED

Senator Haywood was recognized and introduced to the Senate a delegation from the Texas Association of Counties.

The Senate welcomed its guests.

SENATE RESOLUTION 446

Senator West offered the following resolution:

WHEREAS, The Texas Senate is pleased to extend a hearty welcome to the members of the Texas Organization of Black County Commissioners who are visiting the Capital City during County Government Week; and

WHEREAS, The Texas Organization of Black County Commissioners was created on March 14, 1991, in Waco, McLennan County, Texas, to generate a minority effort with respect to county redistricting and to ensure fair and equitable opportunities for the election of minorities to county offices; and

WHEREAS, Incorporated by the Secretary of the State of Texas on June 20, 1995, the Texas Organization of Black County Commissioners is an affiliate of the County Judges and Commissioners Association of Texas and the National Association of Counties; and

WHEREAS, Any member or former member of the commissioners court of any of the 254 counties in the State of Texas is eligible for membership; and

WHEREAS, The purposes of the organization are to support professional development of the membership, serve as a data bank for information critical to those who seek access to the political system, increase the number of black elected officials, express concern for the equal opportunities of all people as a primary concern of government, and promote the welfare of the minority community who look to their elected black officials for guidance and leadership; and

WHEREAS, The agenda of the organization for 1997 is to focus on ensuring beneficial legislation during the 1997 legislative session, increase county investments to minority entrepreneurs in the state, and educate the

members about state laws affecting the operation of county offices and roads and bridges; and

WHEREAS, The members of the Texas Organization of Black County Commissioners are to be commended for their continued efforts to provide representation in county government for all people and to ensure the welfare of those who live in the minority communities; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 75th Legislature, hereby extend best wishes to the Texas Organization of Black County Commissioners for a most enjoyable and rewarding visit to the State Capitol; and, be it further

RESOLVED, That a copy of this Resolution be prepared for this notable group as an expression of the high regard of the Texas Senate.

The resolution was read.

On motion of Senator Nixon and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator West, the resolution was adopted by a viva voce vote.

GUESTS PRESENTED

Senator West was recognized and introduced to the Senate a delegation from the Texas Organization of Black County Commissioners.

The Senate welcomed its guests.

RESOLUTIONS SIGNED

The Presiding Officer announced the signing of the following enrolled resolutions in the presence of the Senate: **HCR 192, HCR 198**

SENATE BILL 1451 REREFERRED

On motion of Senator Nelson and by unanimous consent, **SB 1451** was withdrawn from the Committee on Natural Resources and was rereferred to the Committee on Intergovernmental Relations.

GUESTS PRESENTED

Senator Bivins was recognized and introduced to the Senate descendants of Charles B. and John V. Farwell: Reginald de Koven Hudson and his wife Joan Hudson, Lucia Winston Heyworth, Vaughan C. Spalding, Kathleen Spalding, and John Farwell.

The Senate welcomed its guests.

GUESTS PRESENTED

Senator Barrientos was recognized and introduced to the Senate Railroad Commissioner Barry Williamson, Dr. E. Richard Parker, Dr. James Fox, Raeli Sanchez, Marta Sanchez, Elsa Colunga, and Kendyl Richards of Austin Smiles.

The Senate welcomed its guests.

SENATE BILL 977 WITH HOUSE AMENDMENT

Senator Madla called **SB 977** from the President's table for consideration of the House amendment to the bill.

The Presiding Officer, Senator Truan in Chair, laid the bill and the House amendment before the Senate.

Floor Amendment No. 1

Amend **SB 977** as follows:

Insert the following language as Section 1, and renumber the following sections appropriately.

SECTION 1. Section 621.206, Transportation Code, is amended by adding Subsection (c) to read as follows:

(c) Subsection (a) does not apply to vehicles collecting garbage, rubbish, refuse, or recyclable materials which are equipped with front-end loading attachments and containers provided that the vehicle is actively engaged in the collection of garbage, rubbish, refuse, or recyclable materials.

The amendment was read.

On motion of Senator Madla and by unanimous consent, the Senate concurred in the House amendment to **SB 977** by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 682 ON SECOND READING**

On motion of Senator Armbrister and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 682, Relating to advertisements for certain health benefit plans.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 682 ON THIRD READING**

Senator Armbrister moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 682** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 682 was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 265 ON SECOND READING**

On motion of Senator Ellis and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 265, Relating to the linked deposit program.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 265 ON THIRD READING**

Senator Ellis moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 265** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 265 was read third time.

Senator Shapleigh offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 265** as follows:

(1) In SECTION 2 of the bill, strike amended Section 481.191(2), Government Code (Committee Printing page 1, lines 23-28), and substitute the following:

(2) "Eligible borrower" means:

(A) a person who proposes to begin operating a small business in an enterprise zone, as defined by Section 2303.003, [a—distressed community] or a historically underutilized business;

(B) a nonprofit corporation; or

(C) a child-care provider.

(2) In SECTION 2 of the bill, following amended Section 481.191(4), Government Code (Committee Printing page 1, between lines 53 and 54), insert the following:

(5) "Nonprofit corporation" means a not for profit corporation organized under the Texas Non-Profit Corporation Act (Article 1396-1.01 et seq., Vernon's Texas Civil Statutes).

(3) In SECTION 2 of the bill, in amended Section 481.191(5), Government Code (Committee Printing page 1, line 54), strike "(5)" and substitute "(6)".

(4) In SECTION 3 of the bill, strike amended Section 481.193(a), Government Code (Committee Printing page 1, line 62 - page 2, line 4), and substitute the following:

(a) The department shall establish a linked deposit program to encourage commercial lending for the development of:

(1) small businesses in enterprise zones;

(2) [distressed communities and] historically underutilized businesses;

(3) services provided by and activities engaged in this state by nonprofit organizations; and

(4) quality, affordable child-care services in this state.

The amendment was read and was adopted by unanimous consent.

CSSB 265 as amended was finally passed by a viva voce vote.

(President in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 1209 ON SECOND READING**

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 1209, Relating to participation in the proportionate retirement program for public employees.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 1209 ON THIRD READING**

Senator Barrientos moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1209** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 1209 was read third time and was passed by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 1447 ON SECOND READING**

On motion of Senator Harris and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 1447, Relating to the conversion of mutual insurance companies to stock insurance companies.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 1447 ON THIRD READING**

Senator Harris moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1447** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 1447 was read third time and was passed by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 226 ON SECOND READING**

On motion of Senator Madla and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 226, Relating to defense economic readjustment zones; authorizing the issuance of bonds.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 226 ON THIRD READING**

Senator Madla moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 226** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 226 was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 227 ON SECOND READING**

On motion of Senator Madla and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 227, Relating to a grant for a local area adversely affected by a reduction in defense-related activity.

The bill was read second time.

Senator Madla offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 227** in SECTION 1 of the bill by striking Section 486.003(b)(2)(C), Government Code, as added by the bill (committee printing page 2, lines 25 and 26), and substituting:

(C) defense worker jobs representing one percent of the jobs in the municipality or county.

The amendment was read and was adopted by a viva voce vote.

CSSB 227 as amended was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 227 ON THIRD READING**

Senator Madla moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 227** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 227 was read third time and was passed by the following vote: Yeas 31, Nays 0.

(Senator Ratliff in Chair)

SENATE BILL 888 ON SECOND READING

On motion of Senator Harris and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

SB 888, Relating to a local option election to prohibit or permit the sale of alcoholic beverages in certain cities or towns located in more than one county.

The bill was read second time.

Senator Harris offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **SB 888** in SECTION 1, Subsection (a) of proposed Section 251.18, Alcoholic Beverage Code (introduced version, page 1, lines 10-11), by striking "located in more than one county, at least one county of which has a population" and substituting the following: "which does not permit liquor sales on the effective date of this section and which is located in two or more counties, of which at least one county has a population of one million or more and is adjacent to another county with a population"

The committee amendment was read.

Senator Harris offered the following amendment to Committee Amendment No. 1:

Floor Amendment No. 1

Amend Committee Amendment No. 1 to **SB 888** in SECTION 1, Subsection (a) of the proposed Section 251.18, Alcoholic Beverage Code (committee printing, page 1, lines 37-38), by striking "located in more than one county, at least one county of which has a population." and substituting the following:

"which does not permit liquor sales on the effective date of this section, and which is located in three or more counties, of which at least one county has a population of one million or more and which contain two or more cities each with a population of 250,000 or more."

The amendment to Committee Amendment No. 1 was read and was adopted by a viva voce vote.

Question recurring on the adoption of Committee Amendment No. 1 as amended, the amendment as amended was adopted by a viva voce vote.

Senator Harris offered the following committee amendment to the bill:

Committee Amendment No. 2

Amend **SB 888** in SECTION 1, Subsection (d) of the bill, Section 251.18, Alcoholic Beverage Code, by striking all of the sentence in page 2, lines 5 through 9, and substitute the following:

"(d) Notwithstanding Section 251.11(1), the number of signatures required for a petition under this section is 35% of the number of registered voters of the city or town, except that Section 277.0024, Election Code, shall apply to the determination of the number of qualified voters."

The committee amendment was read and was adopted by a viva voce vote.

SB 888 as amended was passed to engrossment by a viva voce vote.

SENATE BILL 888 ON THIRD READING

Senator Harris moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 888** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

SB 888 was read third time and was passed by the following vote: Yeas 31, Nays 0.

COMMITTEE SUBSTITUTE SENATE BILL 1877 ON SECOND READING

On motion of Senator Wentworth and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 1877, Relating to creating a Texas community investment program to assist certain businesses in distressed areas of the state.

The bill was read second time and was passed to engrossment by a viva voce vote.

RECORD OF VOTE

Senator Ogden asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 1877 ON THIRD READING

Senator Wentworth moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1877** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Ogden.

CSSB 1877 was read third time and was passed by a viva voce vote.

RECORD OF VOTE

Senator Ogden asked to be recorded as voting "Nay" on the final passage of the bill.

COMMITTEE SUBSTITUTE SENATE BILL 932 ON SECOND READING

On motion of Senator Sibley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 932, Relating to abolishing the Texas Department of Commerce and transferring its powers and duties to the newly created Texas Department of Economic Development and Tourism and to certain other economic development programs in the state.

The bill was read second time.

Senator Sibley offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 932** as follows:

(1) In Section 10 of the bill, Sec. 481.005(d), Government Code (page 4, line 12), strike "policy" and substitute "governing".

(2) In Section 17 of the bill, Sec. 481.023(c), Government Code (page 6, line 55) strike "appropriated" and substitute "general revenue".

(3) In Section 21 of the bill, Sec. 481.032, Government Code (page 8 - lines 68-69 and page 9 - line 1) strike ", including methods to eliminate or reduce duplicative and unnecessary state agency rules and regulations that affect the business climate".

(4) In Section 41(d) of the bill (page 16, lines 48-50) strike "established under the prior law governing the authority of the executive director, and the prior law is continued in effect for that purpose".

(5) In Section 41 of the bill (page 17, line 8), add new subsection (i) to read as follows: (i) "The Texas Department of Economic Development and Tourism shall utilize existing stationary, supplies, promotional materials, and similar items from the Texas Department of Commerce until such items have been exhausted."

The amendment was read and was adopted by a viva voce vote.

Senator Shapleigh offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 932** as follows:

(1) In Section 2 of the bill, Sec. 481.001, Government Code (page 1, lines 26-29, committee printing) strike "~~['Border region' means the area composed of the counties of Brewster, Cameron, Culberson, Dimmit, El Paso, Hidalgo, Hudspeth, Jeff Davis, Kinney, La Salle, Maverick, Presidio, Starr, Terrell, Val Verde, Webb, Willacy, Zapata, and Zavalla]~~" and substitute "'Border region' means the area composed of the counties of Brewster, Cameron, Culberson, Dimmit, El Paso, Hidalgo, Hudspeth, Jeff Davis, Kinney, La Salle, Maverick, Presidio, Starr, Terrell, Val Verde, Webb, Willacy, Zapata, and Zavalla."

(2) In Section 21 of the bill, Sec. 481.032(a)(2), Government Code (page 8, line 64, committee printing), between "state" and ";" insert ", including the border region".

(3) In Section 27 of the bill, Sec. 481.071(i) (page 11, line 69, committee printing), between "areas" and "and" insert ", the border region".

The amendment was read and was adopted by a viva voce vote.

CSSB 932 as amended was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 932 ON THIRD READING**

Senator Sibley moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 932** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 932 was read third time and was passed by a viva voce vote.

GUESTS PRESENTED

Senator Cain was recognized and introduced to the Senate a group of students from Boulter Middle School in Tyler.

The Senate welcomed its guests.

SENATE BILL 706 ON SECOND READING

On motion of Senator Patterson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

SB 706, Relating to recomputation of an employer's unemployment compensation experience rate based on payment by the employer of certain voluntary contributions.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 706 ON THIRD READING

Senator Patterson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 706** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

SB 706 was read third time and was passed by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 739 ON SECOND READING**

On motion of Senator Carona and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 739, Relating to the refund of certain overpaid unemployment compensation benefits by the recipients of those benefits.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 739 ON THIRD READING**

Senator Carona moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 739** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 739 was read third time and was passed by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 1810 ON SECOND READING**

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 1810, Relating to the creation, operation, and funding of the Texas Youthworks Program.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 1810 ON THIRD READING**

Senator Barrientos moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1810** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 1810 was read third time and was passed by a viva voce vote.

SENATE BILL 1756 ON SECOND READING

On motion of Senator Fraser and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

SB 1756, Relating to the exemption of certain persons from the provisions of the Private Investigators and Private Security Agencies Act.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 1756 ON THIRD READING

Senator Fraser moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1756** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

SB 1756 was read third time and was passed by a viva voce vote.

RESOLUTION SIGNED

The Presiding Officer, Senator Ratliff in Chair, announced the signing of the following enrolled resolution in the presence of the Senate: **SCR 68**

**COMMITTEE SUBSTITUTE
SENATE BILL 1826 ON SECOND READING**

On motion of Senator Shapleigh and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 1826, Relating to the regulation of private postsecondary educational institutions and educational or training establishments; providing administrative and civil penalties.

The bill was read second time.

Senator Shapleigh offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1826** in SECTION 7 of the bill, in the amended Section 61.313, Education Code, (committee printing page 2, between lines 60 and 61), by inserting the following subsection:

(e) This section does not apply to a person who on September 1, 1997 uses the term "college" or "university" in the official name or title of a private postsecondary educational institution that was established before September 1, 1975, and an institution covered by this subsection is not required to remove the term "college" or "university" from the name or title of the institution.

The amendment was read and was adopted by a viva voce vote.

CSSB 1826 as amended was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 1826 ON THIRD READING**

Senator Shapleigh moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1826** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 1826 was read third time and was passed by a viva voce vote.

PERMISSION TO INTRODUCE BILL

On motion of Senator Truan and by unanimous consent, Article III, Section 5 of the Texas Constitution and Senate Rule 7.07(b) were suspended to permit the introduction of the following bill: **SB 1929**

**COMMITTEE SUBSTITUTE
SENATE BILL 576 ON SECOND READING**

Senator Sibley asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

CSSB 576, Relating to the establishment of the Texas New Horizons Scholarship Trust Fund to exempt worthy high school graduates from tuition and fees at public institutions of higher education.

There was objection.

Senator Sibley then moved to suspend the regular order of business and take up **CSSB 576** for consideration at this time.

The motion prevailed by the following vote: Yeas 24, Nays 7.

Yeas: Armbrister, Barrientos, Bivins, Brown, Carona, Duncan, Fraser, Galloway, Harris, Haywood, Lindsay, Lucio, Madla, Nelson, Nixon, Ogden, Patterson, Ratliff, Shapiro, Shapleigh, Sibley, Truan, Wentworth, Zaffirini.

Nays: Cain, Ellis, Gallegos, Luna, Moncrief, West, Whitmire.

CSSB 576 was read second time.

Senator Sibley offered the following amendment to the bill:

Floor Amendment No. 1

Amend CSSB 576 by striking SECTION 2 of the bill (committee printing page 2, lines 9 through 60) and substituting the following:

SECTION 2. Section 74.3011, Property Code, is amended to read as follows:

Sec. 74.3011. DELIVERY OF MONEY TO TEXAS NEW HORIZONS [RURAL] SCHOLARSHIP TRUST FUND. (a) The comptroller shall pay any amount delivered by local exchange telephone companies as a group that is in excess of \$2 million in any state fiscal year to the Texas New Horizons Scholarship Trust Fund established under Section 54.216, Education Code [Notwithstanding and in addition to any other provision of this chapter or other law, a local telephone exchange company may deliver reported money to a scholarship fund for rural students instead of delivering the money to the state treasurer as prescribed by Section 74.301].

(b) ~~[A local telephone exchange company may deliver the money under this section only to a scholarship fund established by one or more local telephone exchange companies in this state to enable needy students from rural areas to attend college, technical school, or another postsecondary educational institution.~~

~~[(c)]~~ A local telephone exchange company shall file with the comptroller ~~[state treasurer]~~ a verification of money delivered under this section that complies with Section 74.302.

~~[(d)]~~ A claim for money delivered to a scholarship fund under this section must be filed with the local telephone exchange company that delivered the money. The local telephone exchange company shall forward the claim to the administrator of the scholarship fund to which the money was delivered. The scholarship fund shall pay the claim if the fund determines in good faith that the claim is valid. A person aggrieved by a claim decision may file a suit against the fund in a district court in the county in which the administrator of the scholarship fund is located in accordance with Section 74.506.

~~[(e)]~~ The state treasurer shall prescribe forms and procedures governing this section, including forms and procedures relating to:

- ~~[(1)]~~ notice of presumed abandoned property;
- ~~[(2)]~~ delivery of reported money to a scholarship fund; and
- ~~[(3)]~~ filing of a claim;

(c) ~~[(f)]~~ In this section, "local telephone exchange company" means a telecommunications utility certificated to provide local exchange service within this ~~[the]~~ state ~~[and that is a telephone cooperative or has fewer than 50,000 access lines in service in this state.~~

~~[(g) During a state fiscal year, the total amount of money that may be transferred by all local telephone exchange companies under this section may not exceed \$400,000. The state treasury shall keep a record of the total amount of money transferred annually. When the total amount of money transferred during a state fiscal year equals the amount allowed by this subsection, the treasury shall notify each local telephone exchange company that the company may not transfer any additional money to the company's scholarship fund during the remainder of that state fiscal year].~~

The amendment was read and was adopted by the following vote: Yeas 25, Nays 6.

Yeas: Armbrister, Barrientos, Bivins, Brown, Cain, Carona, Duncan, Fraser, Galloway, Harris, Haywood, Lindsay, Lucio, Madla, Moncrief, Nelson, Nixon, Ogden, Patterson, Ratliff, Shapiro, Shapleigh, Sibley, Wentworth, Zaffirini.

Nays: Ellis, Gallegos, Luna, Truan, West, Whitmire.

CSSB 576 as amended was passed to engrossment by the following vote: Yeas 23, Nays 8.

Yeas: Armbrister, Barrientos, Bivins, Brown, Carona, Duncan, Fraser, Galloway, Harris, Haywood, Lindsay, Lucio, Madla, Nelson, Nixon, Ogden, Patterson, Ratliff, Shapiro, Shapleigh, Sibley, Wentworth, Zaffirini.

Nays: Cain, Ellis, Gallegos, Luna, Moncrief, Truan, West, Whitmire.

COMMITTEE SUBSTITUTE SENATE BILL 576 ON THIRD READING

Senator Sibley moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that CSSB 576 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 6.

Yeas: Armbrister, Barrientos, Bivins, Brown, Cain, Carona, Duncan, Fraser, Galloway, Harris, Haywood, Lindsay, Lucio, Madla, Nelson, Nixon, Ogden, Patterson, Ratliff, Shapiro, Shapleigh, Sibley, Truan, Wentworth, Zaffirini.

Nays: Ellis, Gallegos, Luna, Moncrief, West, Whitmire.

CSSB 576 was read third time and was passed by a viva voce vote.

RECORD OF VOTES

Senators Cain, Ellis, Gallegos, Luna, Moncrief, Truan, West, and Whitmire asked to be recorded as voting "Nay" on the final passage of the bill.

SENATE RESOLUTION 516

Senator Shapiro offered the following resolution:

WHEREAS, It is a distinct pleasure for the Texas Senate to extend a warm welcome to the students from Plano High School and their sponsors who are visiting the State Capitol on Wednesday, April 16, 1997; and

WHEREAS, Plano Senior High School, under the direction of principal Dr. Doyle Dean and associate principals Jean Warren and Glenn Davis, is known throughout the State of Texas and the nation for its academic excellence; and

WHEREAS, The high school has won numerous awards regarding its academic excellence; it has been ranked as an "Exemplary School" by the Texas Education Agency and named a "Blue Ribbon School" in 1984-1985 and in 1995-1996 by the United States Department of Education; and

WHEREAS, With 1,400 students expecting to graduate in the spring of 1997, Plano High School boasts the largest graduating class in the state for the academic year; this semester alone, the government department is educating over 600 juniors and seniors about our national, state, and local governments; and

WHEREAS, Assistant principal John Strand and government teachers Sunny Wells and Stacey Fox are to be commended for bringing a small group of government students to the Texas State Capitol to allow the students to see government in action, witness the tenets of popular sovereignty and democracy in practice, and recognize the importance of citizen participation; and

WHEREAS, This highly informative student trip is the result of the exceptional support of Social Studies Department Chairperson Sarah Franklin and the encouragement of fellow government teachers Robert Green, Dodie Kasper, Mary Jo Lewis, Scott Fenney, Barbara Kellum, and Dale Fleury; and

WHEREAS, The government students will have an opportunity to view the Texas Legislature, meet with Governor George W. Bush, and tour the Texas Supreme Court, thereby incorporating the three branches of the Texas government into their experience; and

WHEREAS, It is the hope of the Texas Senate, Plano Senior High School, and the government teachers that this real world experience will inspire these students to become involved in their government; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 75th Legislature, hereby extend best wishes to the government students and their sponsors from Plano High School for a most informative and rewarding visit to the State Capitol.

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Shapiro, the resolution was adopted by a viva voce vote.

GUESTS PRESENTED

Senator Shapiro was recognized and introduced to the Senate a group of government students from Plano High School.

The Senate welcomed its guests.

SENATE JOINT RESOLUTION 45 REREFERRED

On motion of Senator Brown and by unanimous consent, **SJR 45** was withdrawn from the Committee on Finance and was rereferred to the Committee on Natural Resources.

**MOTION TO PLACE
COMMITTEE SUBSTITUTE
SENATE BILL 507 ON SECOND READING**

Senator Nixon asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

CSSB 507, Relating to certain traffic law offenses.

There was objection.

Senator Nixon then moved to suspend the regular order of business and take up **CSSB 507** for consideration at this time.

The motion was lost by the following vote: Yeas 15, Nays 14. (Not receiving two-thirds vote of Members present)

Yeas: Armbrister, Bivins, Carona, Ellis, Harris, Lindsay, Lucio, Luna, Nixon, Ogden, Patterson, Ratliff, Shapiro, West, Zaffirini.

Nays: Cain, Duncan, Fraser, Gallegos, Galloway, Haywood, Madla, Moncrief, Nelson, Shapleigh, Sibley, Truan, Wentworth, Whitmire.

Absent: Barrientos, Brown.

**COMMITTEE SUBSTITUTE
SENATE BILL 1359 ON SECOND READING**

On motion of Senator West and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

CSSB 1359, Relating to public school educators' requests for hearings concerning certain proposed school district decisions.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 1359 ON THIRD READING**

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1359** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

CSSB 1359 was read third time and was passed by the following vote: Yeas 31, Nays 0.

SENATE RULE 11.19 SUSPENDED
(Posting Rule)

On motion of Senator Whitmire and by unanimous consent, Senate Rule 11.19 was suspended in order that the Committee on Criminal Justice might consider **SB 1523** tomorrow.

SENATE RULE 11.19 SUSPENDED
(Posting Rule)

On motion of Senator Truan, on behalf of Senator Ratliff, and by unanimous consent, Senate Rule 11.19 was suspended in order that the Committee on Finance might consider **SB 1311** today.

SENATE RULES SUSPENDED
(Posting Rules)

On motion of Senator Luna and by unanimous consent, Senate Rule 11.11 and Senate Rule 11.19 were suspended in order that the Committee on Jurisprudence might meet today and consider **SB 1443**.

NOTICE GIVEN FOR
LOCAL AND UNCONTESTED CALENDAR

Senator Harris announced that a Local and Uncontested Calendar had been furnished to each Member of the Senate. He then gave notice that the Local and Uncontested Calendar Session would be held at 8:00 a.m. tomorrow and that all bills and resolutions would be considered on second and third reading in the order in which they were listed.

MOTION TO ADJOURN

On motion of Senator Truan and by unanimous consent, the Senate at 1:05 p.m. agreed to adjourn, upon conclusion of the Local and Uncontested Calendar Session, until 10:00 a.m. tomorrow.

MOTION TO RECESS

On motion of Senator Truan and by unanimous consent, the Senate at 1:05 p.m. agreed to recess, upon completion of the introduction of bills and resolutions on first reading, until 8:00 a.m. tomorrow for the Local and Uncontested Calendar Session.

(Senator Armbrister in Chair)

SENATE BILLS AND RESOLUTION ON FIRST READING

The following bills and resolution were introduced, read first time, and referred to the committees indicated:

SB 14 by Harris, Truan
Relating to long-term care for public employees.
To Committee on State Affairs.

SB 1929 by Armbrister
Relating to the disposal of certain solid waste and permits for disposal of that waste.
To Committee on Natural Resources.

SJR 47 by Sibley

Proposing a constitutional amendment to abolish the office of constable in Jack County.

To Committee on Intergovernmental Relations.

HOUSE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions received from the House were read first time and referred to the committees indicated:

- HB 63** to Committee on Education.
- HB 160** to Committee on Economic Development.
- HB 192** to Committee on Criminal Justice.
- HB 197** to Committee on Finance.
- HB 255** to Committee on State Affairs.
- HB 320** to Committee on Natural Resources.
- HB 324** to Committee on State Affairs.
- HB 376** to Committee on Natural Resources.
- HB 404** to Committee on Intergovernmental Relations.
- HB 425** to Committee on State Affairs.
- HB 446** to Committee on Health and Human Services.
- HB 460** to Committee on Health and Human Services.
- HB 492** to Committee on Health and Human Services.
- HB 606** to Committee on Health and Human Services.
- HB 663** to Committee on Health and Human Services.
- HB 699** to Committee on Health and Human Services.
- HB 707** to Committee on Intergovernmental Relations.
- HB 708** to Committee on Intergovernmental Relations.
- HB 722** to Committee on Education.
- HB 784** to Committee on Jurisprudence.
- HB 787** to Committee on Jurisprudence.
- HB 808** to Committee on State Affairs.
- HB 870** to Committee on International Relations, Trade, and Technology.
- HB 885** to Committee on Health and Human Services.
- HB 956** to Committee on Health and Human Services.
- HB 991** to Committee on Intergovernmental Relations.
- HB 1049** to Committee on International Relations, Trade, and Technology.
- HB 1085** to Committee on Health and Human Services.
- HB 1107** to Committee on State Affairs.
- HB 1133** to Committee on Natural Resources.
- HB 1208** to Committee on State Affairs.
- HB 1233** to Committee on Criminal Justice.
- HB 1239** to Committee on Natural Resources.
- HB 1242** to Committee on Intergovernmental Relations.
- HB 1257** to Committee on State Affairs.
- HB 1277** to Committee on Economic Development.
- HB 1279** to Committee on Intergovernmental Relations.

- HB 1280** to Committee on Intergovernmental Relations.
HB 1299 to Committee on International Relations, Trade, and Technology.
HB 1316 to Committee on Jurisprudence.
HB 1362 to Committee on State Affairs.
HB 1423 to Committee on Natural Resources.
HB 1460 to Committee on Education.
HB 1474 to Committee on Intergovernmental Relations.
HB 1475 to Committee on Intergovernmental Relations.
HB 1484 to Committee on Natural Resources.
HB 1511 to Committee on Health and Human Services.
HB 1526 to Committee on Economic Development.
HB 1531 to Committee on Finance.
HB 1545 to Committee on Criminal Justice.
HB 1577 to Committee on Finance.
HB 1688 to Committee on Jurisprudence.
HB 1703 to Committee on State Affairs.
HB 1710 to Committee on Jurisprudence.
HB 1719 to Committee on Health and Human Services.
HB 1741 to Committee on Intergovernmental Relations.
HB 1878 to Committee on Intergovernmental Relations.
HB 1899 to Committee on State Affairs.
HB 1908 to Committee on State Affairs.
HB 2066 to Committee on Intergovernmental Relations.
HB 2075 to Committee on Criminal Justice.
HB 2083 to Committee on Intergovernmental Relations.
HB 2115 to Committee on International Relations, Trade, and Technology.
HB 2123 to Committee on Health and Human Services.
HB 2126 to Committee on Health and Human Services.
HB 2214 to Committee on Finance.
HB 2259 to Committee on Intergovernmental Relations.
HB 2274 to Committee on Jurisprudence.
HB 2277 to Committee on Intergovernmental Relations.
HB 2311 to Committee on Health and Human Services.
HB 2373 to Committee on Economic Development.
HB 2394 to Committee on Education.
HB 2602 to Committee on Natural Resources.
HB 2851 to Committee on Natural Resources.
HB 3134 to Committee on Intergovernmental Relations.
HB 3137 to Committee on Economic Development.
HB 3202 to Committee on Economic Development.
HB 3266 to Committee on Intergovernmental Relations.
HB 3315 to Committee on Health and Human Services.
HB 3456 to Committee on Intergovernmental Relations.
HB 3457 to Committee on Intergovernmental Relations.
HB 3504 to Committee on Jurisprudence.

HCR 58 to Committee on Administration.
HCR 79 to Committee on Health and Human Services.
HCR 109 to Committee on Natural Resources.
HCR 148 to Committee on Administration.
HCR 149 to Committee on Administration.

MEMORIAL RESOLUTIONS

SR 519 - by Brown: In memory of Rutilio R. "Rudy" Garza, Jr., of Harlingen.

SR 520 - by Brown: In memory of Gary Pinkney Pearson, Jr., of Houston.

WELCOME AND CONGRATULATORY RESOLUTIONS

SR 506 - by Ellis: Congratulating Margaret A. Dixon.

SR 507 - by Ellis: Congratulating MetroBank, N.A. and Don Wang of Houston.

SR 509 - by Ellis: Congratulating Sherman E. Stimley.

SR 510 - by Ellis: Commending Maya Angelou.

SR 511 - by Ellis: Congratulating Robert Lee Hatcher, Jr.

SR 512 - by Ellis: Congratulating Helen McCoy Abernathy of Houston.

SR 513 - by Lucio: Congratulating Bishop Raymundo J. Pena of Donna.

SR 514 - by Barrientos: Congratulating Wesley Curley "W. C." Clark of Austin.

SR 515 - by Barrientos: Congratulating William "Will" Scott Sloan-Kavanaugh of Austin.

SR 517 - by Bivins: Welcoming the descendants of Charles B. and John V. Farwell to the State Capitol.

SR 518 - by Lucio: Congratulating Judge Migdalia Lopez of Cameron County.

SR 521 - by Ellis: Congratulating Margaret Doughty of Houston.

SR 522 - by Ellis: Congratulating Hanq Neal of Houston.

SR 523 - by Ellis: Congratulating Chief Clarence O'Neal Bradford of Houston.

SR 524 - by Ellis: Congratulating the Reverend Johnny F. James of Mary Olive Missionary Baptist Church in Houston.

HCR 112 - (Gallegos): Honoring the United Way of the Texas Gulf Coast.

MISCELLANEOUS RESOLUTION

SR 508 - by Ellis: Declaring April 22, 1997, George H. Hermann Society Day in Austin.

RECESS

Pursuant to a previously adopted motion, the Senate at 1:12 p.m. recessed until 8:00 a.m. tomorrow.

APPENDIX

COMMITTEE REPORTS

The following committee reports were received by the Senate:

April 16, 1997

CRIMINAL JUSTICE — **SB 322, SB 531, SB 810, SB 1010**

JURISPRUDENCE — **CSSB 165, CSSB 239, CSSB 646, SB 808**
(Amended)

CRIMINAL JUSTICE — **CSSB 367**

JURISPRUDENCE — **CSSB 999, CSSB 1726, SB 1639** (Amended)

INTERNATIONAL RELATIONS, TRADE, AND TECHNOLOGY —
CSSB 369, CSSB 370

JURISPRUDENCE — **CSSB 1376, CSSB 1924**

SIGNED BY GOVERNORApril 15, 1997

SCR 11, SCR 12, SCR 17, SCR 26, SCR 30, SCR 41, SCR 56

SENT TO GOVERNORApril 16, 1997

SCR 68